

**IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

**In re:**

**MIDNIGHT MADNESS DISTILLING,  
LLC,**

\*

**Case No. 21-11750-MDC  
Chapter 7**

\*

**Debtor.**

\* \* \* \* \*

**NOTICE OF MOTION OF MILLSTONE SPIRITS GROUP, LLC TO  
ENFORCE SALE ORDER AND COMPEL TURNOVER OF FUNDS  
ERRONEOUSLY SENT TO CRUTCH, LLC BY THE PENNSYLVANIA  
LIQUOR CONTROL BOARD**

Millstone Spirits Group, LLC (“Millstone”), by and through its undersigned counsel, has filed a Motion for Order to Enforce Sale Order and Compel Turnover of Funds Erroneously sent to Crutch, LLC by the Pennsylvania Liquor Control Board (Dkt. No. 323).

1. **Your rights may be affected. You should read these papers carefully and discuss them with your attorney, if you have one in this bankruptcy case. (If you do not have an attorney, you may wish to consult an attorney).**
2. **If you do not want the court to grant the relief sought in the Motion or if you want the court to consider your views on the Motion, then on or before September 14, 2023, you or your attorney must file a response to the Motion.** (see Instructions on next page).
3. **A hearing on the Motion is scheduled to be held telephonically on September 27, 2023, at 10:30 a.m. before the United States Bankruptcy Court. The dial in number for the hearing is 877-336-1828, access code 7855846.** Unless the court orders otherwise, the hearing on this contested matter will be an evidentiary hearing.
4. **If you do not file a response to the Motion,** the court may cancel the hearing and enter an order granting the relief requested in the Motion.
5. You may contact the Bankruptcy Clerk's office for Philadelphia cases at (215) 408-2800 to find out whether the hearing has been canceled because no one filed a response.
6. A copy of the Motion was previously mailed to you. A further copy of the Motion will be provided to you if you request a copy from the attorney whose name and address is listed on the next page of this Notice.

7.

**Filing Instructions**

8. **If you are required to file documents electronically by Local Bankruptcy Rule 5005-1,** you must file your response electronically.

9. **If you are not required to file electronically,** you must file your response at:

U.S. Bankruptcy Court for the Eastern District of Pennsylvania  
900 Market Street, Suite 400  
Philadelphia, PA 19107

10. **If you mail your response** to the bankruptcy clerk's office for filing, you must mail it early enough so that it will be received on or before the date stated in Paragraph 2 on the previous page of this Notice.

11. On the same day that you file or mail your Response to the Motion, you must mail or deliver a copy of the Response to the movant's attorney:

Patricia B. Jefferson  
Miles & Stockbridge P.C.  
100 Light Street, 10th Floor  
Baltimore, Maryland 21202  
Tel: (410) 385-3406  
Fax: (410) 698-1354  
Email: pjefferson@milesstockbridge.com

and to counsel for the Chapter 7 Trustee at:

John T. Carroll, III  
Cozen O'Connor  
One Liberty Place  
1650 Market Street Suite 2800  
Philadelphia, PA 19103  
Tel: (302) 295-2028  
Fax : (215) 701-2140  
Email: jcarroll@cozen.com

DATE: September 1, 2023

Respectfully submitted:

/s/ Rebecca Leaf

Rebecca Leaf

PA Bar No. 325589

Patricia B. Jefferson-*Admitted Pro Hac Vice*

Miles & Stockbridge P.C.

100 Light Street, 10<sup>th</sup> Floor

Baltimore, Maryland 21202

Tel: (410) 385-3406

Email: [pjefferson@milesstockbridge.com](mailto:pjefferson@milesstockbridge.com)

*Counsel for Millstone Spirit Group, LLC*

**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that on September 1, 2023, a true and correct copy of the foregoing Notice of Motion of Millstone Spirits Group, LLC to Enforce Terms of Sale Order was served via this Court's CM ECF system upon:

- WILLIAM J. BURNETT william.burnett@flastergreenberg.com, william.burnett@ecf.inforuptcy.com; jennifer.vagnozzi@flastergreenberg.com; nicole.pettit@flastergreenberg.com; nicole.pettit@flastergreenberg.com; jeanne.valentino@flastergreenberg.com
- KEVIN P. CALLAHAN kevin.p.callahan@usdoj.gov
- JULIE A. CALLSEN julie.callsen@tuckerellis.com, brittany.falkner@tuckerellis.com; thomas.fawkes@tuckerellis.com
- JOHN T. CARROLL jcarroll@cozen.com, jdeeney@cozen.com; pgiordano@cozen.com; john-carroll-2735@ecf.pacerpro.com
- BONNIE B. FINKEL finkeltrustee@comcast.net, NJ69@ecfcbis.com; Finkeltrustee@comcast.net
- EDMOND M. GEORGE michael.vagnoni@obermayer.com; turner.falk@obermayer.com; Lucille.acello@obermayer.com; helen.belair@obermayer.com; coleen.schmidt@obermayer.com
- HOWARD GERSHMAN hg229ecf@gmail.com, 229ecf@glpoc.comcastbiz.net
- HARRY J. GIACOMETTI harry.giacometti@flastergreenberg.com, harry.giacometti@ecf.inforuptcy.com; nicole.pettit@flastergreenberg.com; jennifer.vagnozzi@flastergreenberg.com; giacometti.flastergreenberg@gmail.com; jeanne.valentino@flastergreenberg.com
- MATTHEW A. HAMERMESH mhamermesh@hangley.com, ecffilings@hangley.com; kem@hangley.com; mjl@hangley.com
- MEGAN N. HARPER megan.harper@phila.gov, Edelyne.Jean-Baptiste@Phila.gov
- JEFFREY KURTZMAN Kurtzman@kurtzmansteady.com
- JENNIFER L. MALESKI jmaleski@dilworthlaw.com, mdolan@dilworthlaw.com; ctomlin@dilworthlaw.com
- MICHAEL G. MENKOWITZ mmenkowitz@frof.com, brian-oneill-fox-5537@ecf.pacerpro.com; jdistanislao@foxrothschild.com
- CAROL E. MOMJIAN cmomjian@attorneygeneral.gov
- JOEL L. PERRELL jperrell@MilesStockbridge.com
- EVERETT K. SHEINTOCH esheintoch@sheintochlaw.com, ssilenzi@sheintochtodd.com
- DAVID B. SMITH dsmith@skhlaw.com, b.dr70286@notify.bestcase.com
- ANTHONY ST. JOSEPH anthony.stjoseph@usdoj.gov, mardella.suarez@usdoj.gov, CaseView.ECF@usdoj.gov
- United States Trustee USTPRegion03.PH.ECF@usdoj.gov

And via first class mail, postage prepaid, upon:

Penn Community Bank  
3969 Durham Road  
Doylestown, PA 18902  
Attn: Stephanie Schwartzberg, Chief Legal Officer

Crutch, LLC  
2305 Trumbauersville Road  
PO Box 116  
Quakertown, PA 18951

Pennsylvania Liquor Control Board  
Northwest Office Building, Room 301  
Harrisburg, PA 17124

/s/ *Rebecca A. Leaf*  
Rebecca A. Leaf